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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

KENNETH JOHN FREEMAN,

Defendant.

CR-07-6008-LRS

Motion for Detention Hearing

The United States moves for pretrial detention of Defendant, pursuant to 18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because the case involves:

- ☒ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which includes any felony under Chapter 109A, 110 and 117),
- ☐ Maximum penalty of life imprisonment or death,
- ☐ Drug offense with maximum penalty of 10 years or more,
- ☐ Felony, with two prior convictions in above categories,
- ☒ Felony that involves a minor victim or that involves the possession or use of a firearm or destructive device (as those terms are defined in section 921), or any other dangerous weapon, or involves a failure to register under 18 U.S.C. section 2250,
- ☒ Serious risk Defendant will flee, or
- ☐ Serious risk obstruction of justice.

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1 2. Reason For Detention. The Court should detain Defendant because
2 there is no condition or combination of conditions which will
3 reasonably assure:

- 4 ☒ Defendant's appearance as required, or
5 ☐ Safety of any other person and the community.

6 3. Rebuttable Presumption. The United States will invoke the
7 rebuttable presumption against Defendant under Section 3142(e).
8 The presumption applies because there is probable cause to believe
9 Defendant committed:

- 10 ☐ Drug offense with maximum penalty of 10 years or more,
11 ☐ 18 U.S.C. § 924(c) firearms offense, or
12 ☒ Kidnaping, sexual crimes, or child pornography offenses.

13 4. Time For Detention Hearing. The United States requests the Court
14 conduct the detention hearing:

- 15 ☐ At the first appearance, or
16 ☒ After a continuance of three days.

17 5. Other Matters.

- 18 ☒ The Defendant was charged in Benton County, Washington,
19 with First Degree Rape of a Child on December 7, 2005. In
20 March 2006, Defendant Freeman failed to appear in Benton
21 County as required and a state bench warrant was issued.
22 Additional federal charges were filed against the Defendant
23 while he was a fugitive, including the Indictment in the
24 Eastern District of Washington and a Federal Indictment in
25 the District of Oregon charging him with one count of
26 Production of Child Pornography, and two counts of Interstate
27 Transportation of a Minor with Intent to Engage Sexually
28 Explicit Conduct. The Defendant was arrested traveling to

Hong Kong. The United States submitted an extradition
request to Hong Kong. The Defendant waived extradition.

DATED October 18, 2007.

James A. McDevitt
United States Attorney

s/Stephanie J. Lister

Stephanie J. Lister
Assistant United States Attorney

I hereby certify that on October 18, 2007, I electronically filed the
foregoing with the Clerk of the Court using the CM/ECF System.

s/Stephanie J. Lister

Stephanie J. Lister
Assistant United States Attorney